

WARDELL FINCHER,

Plaintiff,

vs.

ANDREW SAUL,
Commissioner of Social Security,

Defendant.

ORDER

Pursuant to 28 U.S.C. § 636(b) and a specific Order of referral of the District Court, the Honorable W. Carleton Metcalf, United States Magistrate Judge, was designated to consider the pending motions in the above-captioned action and to submit to this Court a recommendation for the disposition of these motions.

Case 3:19-cv-00215-MR-WCM Document 23 Filed 06/10/20 Page 1 of 3

motions [Docs. 13, 17]. The parties were advised that any objections to the Magistrate Judge's Memorandum and Recommendation were to be filed in writing within fourteen (14) days of service. The period within which to file objections has expired, and no written objections to the Memorandum and Recommendation have been filed.

After a careful review of the Magistrate Judge's Memorandum and Recommendation [Doc. 22], the Court finds that the proposed findings of fact are correct and that the proposed conclusions of law are consistent with current case law. Accordingly, the Court hereby accepts the Magistrate Judge's recommendation that the Plaintiff's Motion should be granted and that this case should be remanded for further proceedings.

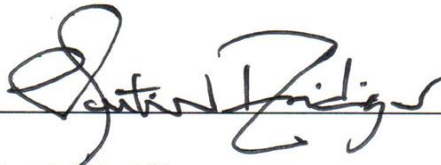
IT IS, THEREFORE, ORDERED that the Memorandum and Recommendation [Doc. 22] is **ACCEPTED**; the Plaintiff's Motion for Judgment on the Pleadings [Doc. 13] is **GRANTED**; and the Defendant's Motion for Summary Judgment [Doc. 17] is **DENIED**.

IT IS FURTHER ORDERED that, pursuant to sentence four of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g), the decision of the Commissioner of Social Security is hereby **REVERSED**, and this case is hereby **REMANDED** for further administrative proceedings, consistent with this Order.

The Clerk of Court shall enter a separate Judgment of Remand simultaneously herewith, thereby closing the case.

IT IS SO ORDERED.

Signed: June 9, 2020



Martin Reidinger
Chief United States District Judge

